

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
O. O. C. J.**

COMPANY APPLICATION NO.881 OF 2006  
IN  
SHOW CAUSE NOTICE NO.2 OF 2006  
IN  
COMPANY PETITION NO.415 OF 1985

Mr. Vijay Swar. ...Applicant.  
Vs.  
Official Liquidator. ...Respondent.

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Mrs.Shakuntala Joshi with Mr.Anand Pujari for the Applicant.  
Mrs. K.V. Gautam, Dy.Official Liquidator present.

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**CORAM :DR.D.Y.CHANDRACHUD, J.**  
May 4, 2007.

**P.C.:**

At the hearing of the Company Application, the main grievance of the Official Liquidator is that absolutely no justification has been furnished by the Applicant for claiming in excess of the schedule of fees and charges fixed for valuation. Counsel appearing on behalf of the Applicant has relied upon Exh.B to the affidavit dated 23<sup>rd</sup> April 2007 in which a chart has been furnished containing details of (i) the Company in liquidation; (ii) Bill number and date; (iii) Number of hours; (iv) Bill Amount; (v) Amount

received and date; and (vi) balance due and payable. The Official Liquidator has stated before the Court that the Applicant may be called upon to produce a justification in respect of each of the bills where payment is claimed in excess of the schedule. Counsel appearing on behalf of the Applicant states that the Applicant would do so. The Applicant shall accordingly produce a detailed justification in respect of each of the bills. Upon examining the justification, if any, produced by the Applicant, the Official Liquidator shall then prepare a consolidated report for seeking directions of the Court. The Company Application is, on the request of Counsel appearing on behalf of the Applicant, disposed of as withdrawn since no further directions are sought at the present stage.

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